

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2009-051861

04/22/2010

HONORABLE ROBERT BUDOFF

CLERK OF THE COURT
L. Carlson
Deputy

AMERICAN NATIONAL BANK

FREDERICK E DAVIDSON

v.

JOHN NICHOLAS VATISTAS, et al.

DENNIS I WILENCHIK

MINUTE ENTRY

10:04 a.m. This is the time set for Oral Argument on Defendant Vatisas' Emergency Motion to Compel filed March 11, 2010, to which a Response was filed March 30, 2010, and a Reply on April 12, 2010.

Present are counsel, Frederick Davidson, for Plaintiff and counsel, Dennis Wilenchik, for Defendant Vatisas.

A record of the proceeding is made by audio and/or videotape in lieu of a court reporter.

Argument is presented.

Based upon matters presented to the Court and to aid the parties in resolving the pending discovery dispute,

IT IS ORDERED as follows:

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1. Plaintiff shall provide to Defendant responses to outstanding discovery requests made, formally or informally, by May 11, 2010.
2. By May 18, 2010, Defendant shall file with the Court (with a copy to opposing counsel) the following:
 - a. A complete specific list of documents requested that have not been received which are still desired and the reason Defendant is entitled to them.
 - b. A specific list of individuals sought to be deposed or re-deposed and the basis of the request.
3. By May 28, 2010, Plaintiff shall file a response to Defendant's May 18, 2010, lists. Plaintiff's response shall be specific with regard to those items and individuals and shall set forth why the documents were not produced, why they should not be disclosed, and why those individuals requested to be deposed or re-deposed should not be deposed or re-deposed.

Upon receipt of the parties' pleadings the Court will consider those matters presented and issue appropriate rulings. The Court will also consider whether or not the nature of existing discovery disputes at that time warrants the appointment of a Discovery Master.

Defendant's request for imposition of sanctions is held in abeyance pending the Court's review of the pleadings addressed herein.

11:35 a.m. Matter concludes.